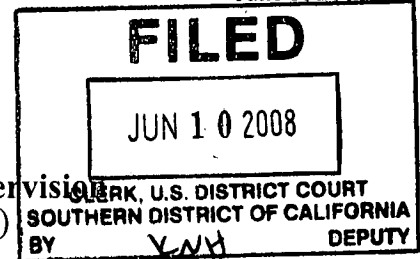


PROB 12B
(04/08)

June 5, 2008

**UNITED STATES DISTRICT COURT
FOR THE
SOUTHERN DISTRICT OF CALIFORNIA**

Request for Modifying the Conditions or Term of Supervision
(Probation Form 49, Waiver of Hearing is Attached)



Name of Offender: Thomas Kerns (English)

Dkt No.: 08-CR-7003-001-IEG

Name of Sentencing Judicial Officer: The Honorable Irma E. Gonzalez, Chief U.S. District Judge

Sentence: Time served, 2 years supervised release. (*Special Conditions: See Attached Judgment and Commitment Order.*)

Date of Sentence: March 17, 2008

Date Supervised Release Commenced: March 17, 2008

Prior Violation History: None.

PETITIONING THE COURT

TO MODIFY THE CONDITIONS OF SUPERVISION AS FOLLOWS:

Participate in a program of mental health treatment as directed by the probation officer, *take all medications as prescribed by a psychiatrist/physician, and not discontinue any medication without permission.* The court authorizes the release of the presentence report and available psychological evaluations to the mental health provider, as approved by the probation officer. The offender may be required to contribute to the costs of services rendered in an amount to be determined by the probation officer, based on ability to pay.

CAUSE

Subsequent to the recent revocation of supervision, Your Honor imposed a mental health condition. However, the court specifically clarified that Mr. Kerns was not allowed to take psycho tropic medication without notifying, and obtaining, the court's approval. On May 28, 2008, Mr. Kerns was evaluated by Dr. Jason Kornberg, a consulting psychiatrist with Sharper Future, one of the probation office's contract providers. Dr. Kornberg reported that the offender suffers from a probable Major Depressive Disorder, manifesting itself in multiple major depressive episodes, and that the offender could benefit from taking Escitalpram, 5 mg.

Page 2

Date _____

EOA